

**CITY OF DEL RIO, TEXAS
REGULAR CITY COUNCIL MEETING
COUNCIL CHAMBERS - CITY HALL
109 WEST BROADWAY
TUESDAY, DECEMBER 10, 2013 @ 6:30 P.M.**

**AGENDA
DESCRIPTION**

ITEM NO.

1. CALL TO ORDER

2. ROLL CALL

3. INVOCATION - Pastor Martin Seca, Living Stone Worship Center

4. PLEDGE OF ALLEGIANCE

5. **CITIZEN COMMENTS**
(NO ACTION WILL BE TAKEN)

This is the opportunity for visitors and guests to address the City Council on any issue. City Council may not discuss any presented issue, nor take any action on any issue. A sign-up sheet is available for citizens who wish to address the Council. Please limit remarks to three minutes. Topics of operational concerns shall be directed to the City Manager. Comments should not personally attack other speakers, Council or staff.

6. **MAYOR'S COMMENTS**
(NO ACTION WILL BE TAKEN)

7. **CONSENT AGENDA**
(ACTION MAY BE TAKEN ON THESE MATTERS)

This is a procedure to help facilitate the meeting with a CONSENT AGENDA. One motion will approve all action items, noted as consent. These are routine matters which are repeated on the agenda. Approval means they will be implemented as recommended by the administration. Prior to acting on the consent agenda, any Councilmember may have a consent item withdrawn from this portion of the agenda so that it may be discussed prior to action.

- a. Approval of City Council Meeting Minutes for November 12, 2013 and November 19, 2013 - Susan Corp, City Secretary
- b. Request Authorization to Travel to San Antonio, Texas to attend the Border Trade Advisory Committee meeting on December 11, 2013 - Roberto Fernandez, Mayor

8. **ORDINANCES**
(ACTION MAY BE TAKEN ON THESE MATTERS)

- a. O: 2013 - 077 An Ordinance by the City Council of the City of Del Rio, Texas Authorizing and Directing the City Manager Robert A. Eads to Apply on Behalf of the Del Rio Police Department, to the Border Security Program Fiscal Year 2013, to Provide Additional Manpower by Local Law Enforcement Agencies for State Led Border Security Enhanced Operations for Improved Border Security. Using These Funds, the Texas Department of Public Safety Provides Grants to Local Law Enforcement Agencies for Payment of Overtime and Operational Costs for Local Law Enforcement Officers to Assist with the Drug and Crime Activity Along the U.S./Mexican Border, in the City of Del Rio - Lt. Steve Webb, DRPD
- b. O: 2013 - 078 An Ordinance by the City Council of the City of Del Rio, Texas Authorizing and Directing the City Manager Robert A. Eads to Ratify the Acceptance of the Grant Awarded by the Texas Department of Agriculture for the Construction of Drainage Improvements on Amistad Boulevard Near its Intersection with Kingsway - Bob Parker, City Engineer

9.

OTHER BUSINESS
(ACTION MAY BE TAKEN ON THESE MATTERS)

- a. Possible Contract with Consultant for Services Pertaining to Water Legislation - Alfredo Contreras, Councilperson

10.

EXECUTIVE SESSION
(ACTION MAY BE TAKEN ON THESE MATTERS)

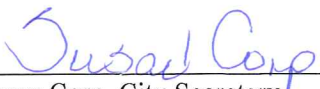
- a. Economic Development discussions Regarding Negotiation of Possible Incentives for an Interested Party Desiring to Enter into a Long Term Lease at the Del Rio International Airport
- b. Attorney/Client Consultation to Discuss Pending Litigation Between the City of Del Rio and Former Police Officer Daniel Jalomos, Jr. Pending Before the American Arbitration Association

11.

ADJOURNMENT

* NOTE: The Council reserves the right to retire into executive session concerning any of the items listed on this Agenda, whenever it is considered necessary and legally justified under the Open Meetings Act.

I, Susan Corp, City Secretary, hereby certify that the above agenda was posted on the bulletin board in the Municipal Building and on the bulletin board immediately outside the Municipal Building on or before 6:30 p.m. on the 5th day of December 2013.



Susan Corp, City Secretary

City Council Regular

7. a.

Meeting Date: 12/10/2013

Submitted By: Carol Sunderland, Executive Secretary

Information

SUBJECT:

Approval of City Council Meeting Minutes for November 12, 2013 and November 19, 2013 - Susan Corp, City Secretary

Attachments

CITY COUNCIL MEETING MINUTES FOR 11-12-13

CITY COUNCIL MEETING MINUTES FOR 11-19-13

**CITY OF DEL RIO, TEXAS
REGULAR CITY COUNCIL MEETING
COUNCIL CHAMBERS - CITY HALL
109 WEST BROADWAY
TUESDAY, NOVEMBER 12, 2013 - 6:30 P.M.**

**AGENDA
DESCRIPTION**

ITEM NO.

1. CALL TO ORDER

Mayor Roberto Fernandez called the meeting to order on the above date at 6:30 p.m.

2. ROLL CALL

Present: Mayor Roberto Fernandez; Councilperson-at-Large Rowland Garza; Councilperson Elizabeth Elizalde; Councilperson Al Arreola; Councilperson Mike Wrob; Councilperson Fred Contreras; Councilperson Rene Luna

Staff Present: Robert Eads; Suzanne West; Ryan Rapelye; Bob Parker; Manuel Chavez

Attendees: Hector Canales, Gilbert Sanchez, Chief Harold Bean, Peter Ojeda, Albert Lozano, Emit Salinas, Roger Sanchez, Lori Venegas, Juan Gallegos, Lorinda Castillo, Mary Canales, Mario Garcia, Jackie Robinson, John Burns, Janice Pokrant, Billie Jo Grafton, Kimberly Castillo, Mark Roberson, Susan Corp, Mike McClellan, news media and visitors

3. INVOCATION - Martin Seca, Living Stone Worship Center

Pastor Martin Seca, Living Stone Worship Center, gave the Invocation.

4. PLEDGE OF ALLEGIANCE

All of those present, recited the Pledge of Allegiance.

**5. CITIZEN COMMENTS
(NO ACTION WILL BE TAKEN)**

This is the opportunity for visitors and guests to address the City Council on any issue. City Council may not discuss any presented issue, nor take any action on any issue. A sign-up sheet is available for citizens who wish to address the Council. Please limit remarks to three minutes. Topics of operational concerns shall be directed to the City Manager. Comments should not personally attack other speakers, Council or staff.

Ms. Sandra Fuentes, Border Organization, stated that Del Rio's spring water is essential to the community. The water issue could become a crisis (if no action is taken). She believes that we should have formed a Water District long ago. Ms. Fuentes stated that the Border Organization will not be passive on this issue. She stated that the Border Organization will attend a SAWS meeting in San Antonio on the 18th. Ms. Fuentes extended an invitation for the Council to also attend this meeting.

6.

MAYOR'S COMMENTS
(NO ACTION WILL BE TAKEN)

Mayor Roberto Fernandez stated that he attended an Eagle Fort meeting in Corpus Christi. He also attending Leadership Training at Calderon Elementary School.

The Mayor gave an update on the Feasibility Study for the 2nd International Bridge. He stated that this is the first project that both sides of the border, the City of Del Rio and Mexico, are working together.

The Mayor stated that he and Ms. Jackie Robinson, Public Information Officer, attended the Maquiladora Expo.

The Mayor also attended the Ribbon-Cutting at the Emergency Operation Center (EOC). He reported on the purpose and use of the EOC.

The Mayor ended by congratulating City Staff and Mr. Joe Martinez on the Veterans Day Parade. He also asked for volunteers for the 4th of July Parade.

7.

PUBLIC HEARING

- a. **Louis R. Zylka is requesting a Zoning Change from Residential Single Family District (R-S) to Local Commercial District (C-1). Property Description: Lots 1 & 2, Block 13, 4th Railroad (613 East Garfield). Proposed Use: Retail Store**

Mayor Roberto Fernandez opened the Public Hearing for the above Agenda Item at 6:43 p.m., asking if anyone would like to speak either for or against the Item. No one came forward. The Mayor closed the Public Hearing at 6:44 p.m.

8.

INFORMATION ITEMS
(NO ACTION WILL BE TAKEN)

- a. **Recognition of Mr. Jorge Ramon, Economic Development for Cd. Acuña - Roberto Fernandez, Mayor**

Mayor Roberto Fernandez recognized Mr. Jorge Ramon of Cd. Acuna. He stated that Mr. Ramon presented our area as a joint promotion. He then stated that Mr. Ramon was promoted to work for the State of Coahuila and asked Mr. Ramon to speak. Mr. Ramon stated that this recognition meant a lot to him. He gave his thanks to the Mayor, the Council, Mr. Robert Eads, City Manager, and City Staff.

The Mayor discussed the Ports-to-Plains project and the impact it could have on both Del Rio and Acuna.

- b. **Introduction of new Chairman of the Del Rio Hispanic Chamber of Commerce - Roberto Fernandez, Mayor**

Mayor Roberto Fernandez stated that Ms. Carmen Gutierrez could not attend.

c. **Introduction of Chief Building Official, Mr. Mark Eric Roberson - Mary Canales, Human Resources Director**

Ms. Mary Canales, Human Resources Director, gave a brief bio of Mr. Mark Roberson's career. She then introduced Mr. Roberson to the Council.

Mr. Roberson thanked the Mayor and the Council for the opportunity. He stated that his department is re-branding Development Services to allow for a "one-stop" experience. The process will be "Customer Friendly". Mayor Roberto Fernandez stated that Mr. Roberson chose the right words because this department is one of the most important.

d. **Presentation of the Del Rio International Airport Master Plan 2013 - Billie Jo Grafton, Airport Manager**

Ms. Billie Jo Grafton, Airport Manager, gave a Power Point Presentation on the Airport Master Plan. It covered the Background, provided aerial photography, Objectives and Goals and the FAA Governing Document. Mr. Grafton stated that the next steps to be taken is an Ordinance to adopt the Plan and, following approval, the submission to the FAA.

9.

CONSENT AGENDA
(ACTION MAY BE TAKEN ON THESE MATTERS)

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a. **Approval of City Council Meeting Minutes for October 24, 2013 - Susan Corp, City Secretary**

Councilperson Arreola moved to approve the above Consent Agenda Item. Councilperson Wrob seconded the motion.

Vote: 7 - 0 MOTION PASSED

b. **Unaudited Financial Statements for August 31, 2013 - Manuel B. Chavez, Finance Director**

Councilperson Arreola moved to approve the above Consent Agenda Item. Councilperson Wrob seconded the motion.

Vote: 7 - 0 MOTION PASSED

10.

ORDINANCES
(ACTION MAY BE TAKEN ON THESE MATTERS)

a. **O: 2013 - 059 An Ordinance by the City Council of the City of Del Rio, Texas Authorizing and Directing City Manager Robert A. Eads to Execute a Contract Assignment for Professional Contract for Consultant Architectural and Engineering Services for Del Rio International Airport Improvements from GRW Engineers, Inc. to Charles Willis and Associates, Inc. - Billie Jo Grafton, Airport Manager**

This Agenda Item was acted upon at 7:55 p.m., directly after Agenda Item No. 12c.

Councilperson Luna moved to approve Ordinance No. O: 2013-059. Councilperson Contreras seconded the motion.

Vote: 7 - 0 MOTION PASSED

- b. **O: 2013 - 060 An Ordinance by the City Council of the City of Del Rio, Texas, Authorizing and Directing City Manager Robert A. Eads to Execute Supplement Two (2) to the Professional Services Agreement and Issue Notice to Proceed to Charles Willis & Associates, Inc. for the Federal Aviation Administration, Airport Improvement Program Project; Reconstruct North Apron, Phase 1, (Design). Billie Jo Grafton-Airport Manager**

Councilperson Contreras moved Ordinance No. O: 2013-060. Councilperson Garza seconded the motion.

Vote: 7 - 0 MOTION PASSED

- c. **O: 2013 - 061 An Ordinance by the City Council of the City of Del Rio, Texas, rescinding Ordinance 2013-032 and authorizing and directing City Manager Robert A. Eads to execute supplement three to the professional services agreement and issue notice to proceed to Charles Willis & Associates, Inc. for the Federal Aviation Administration, Airport Improvement Program Project; Air Cargo-Corporate-GA Apron Lighting, Phase 1, (Design), Phase 2 (Construct). Billie Jo Grafton-Airport Manager**

Councilperson Wrob moved to approve Ordinance No. O: 2013-061, striking the verbage "Rescinding Ordinance 2013-032". Councilperson Luna seconded the motion. (Note, Councilperson Arreola was not present for the vote).

Vote: 6 - 0 MOTION PASSED

- d. **O: 2013 - 062 An Ordinance in Accordance with the Del Rio City Charter and State Law Providing for the Re-Zoning of 613 East Garfield Street from Residential Single Family District (R-S) to Local Commercial District (C-1) within the City of Del Rio, Texas – Janice Pokrant, City Planner.**

Councilperson Arreola returned to the meeting.

Councilperson Contreras moved to approve Ordinance No. O: 2013-062. Councilperson Elizalde seconded the motion.

Vote: 7 - 0 MOTION PASSED

- e. **O: 2013 - 063 An Ordinance by the City Council of the City of Del Rio, Texas Authorizing and Directing the City Manager Robert A. Eads to Award the Contract for the Dodson Avenue Sidewalk Extension to the Building Management Group - Bob Parker, City Engineer**

Councilperson Contreras moved to approve Ordinance No. O: 2013-063. Councilperson Wrob seconded the motion.

Vote: 7 - 0 MOTION PASSED

- f. **O: 2013 - 064 An Ordinance Amending the City of Del Rio Code of Ordinances, Chapter 8, Article II, Section 8-19 Titled Building Code, Appendix A of the International Building Code 2006 - Bob Parker, City Engineer**

Councilperson Luna moved to approve Ordinance No. O: 2013-064. Councilperson Contreras seconded the motion.

Vote: 7 - 0 MOTION PASSED

- g. **O:2013 - 065 A Ordinance by the City Council of Del Rio, Texas, Authorizing and Directing the City Manager, Robert A. Eads, to Purchase Three (3), 2013-Glaval 16 Passenger and 2 Wheelchair Vehicles (Buses) and Two (2) 2013-Glaval 8 Passenger and 2 Wheelchair Vehicles (Buses) for the Transportation Department of the City of Del Rio, from National Bus Sales Through the Texas Comptroller of Public Accounts (TxMAS) Cooperative - John J. Burns, Transportation Director**

Councilperson Garza moved to approve Ordinance No. O: 2013-065. Councilperson Arreola seconded the motion.

Vote: 7 - 0 MOTION PASSED

- h. **O:2013 - 066 An Ordinance by the City Council of Del Rio Texas authorizing and directing the City Manger Robert A. Eads to sign a construction contract with Alvin E. Stock Contractors, LTD for the Water Line Distribution Rehabilitation Phases A and C Project - Hector Canales, Public Works Director**

Councilperson Luna moved to approve Ordinance No. O: 2013-066. Councilperson Contreras seconded the motion.

Vote: 7 - 0 MOTION PASSED

- i. **O:2013 - 067 An Ordinance by the City Council of Del Rio Texas authorizing and directing the City Manger Robert A. Eads to sign a construction contract with Koch Membrane Systems for the retrofit of eleven (11) rack within the San Felipe Springs Water Treatment Plant - Hector Canales, Public Works Director**

Councilperson Luna moved to approve Ordinance No. O: 2013-067, amending the verbage to read "directing the City Manager Robert A. Eads to negotiate the liability cap and sign". Councilperson Elizalde seconded the motion.

Vote: 7 - 0 MOTION PASSED

- j. **O:2013 - 068 An Ordinance authorizing and directing City Manager Robert A. Eads to award the Dewatering Belt Filter Press bid for the San Felipe Springs Waste Water Treatment Plant to BDP Industries Inc. - Hector Canales, Public Works Director**

Councilperson Contreras moved to approve Ordinance No. O: 2013-068. Councilperson Luna seconded the motion.

Vote: 7 - 0 MOTION PASSED

11.

RESOLUTIONS
(ACTION MAY BE TAKEN ON THESE MATTERS)

- a. **R: 2013 - 088 A Resolution of the City Council of the City of Del Rio, Texas Providing for the Determination of the Vote for the Nominated Candidate(s) to the Board of Directors of the Val Verde County Appraisal District- Alma Venegas, Tax Assessor/Collector**

Mayor Roberto Fernandez moved to approve Resolution No. R: 2013-088, giving Bill Cauthorn 1,000 votes and the remaining votes (764) to go to Guadalupe BuenRostro Jr. Councilperson Wrob seconded the motion.

Vote: 7 - 0 MOTION PASSED

12.

OTHER BUSINESS
(ACTION MAY BE TAKEN ON THESE MATTERS)

- a. **Discussion of Possible Annexation of 5.08 acres out of I.&G.N.R.R.Co., Block 4, Survey 13, Abstract 1050, Val Verde County, Texas as shown in the Sage Hills Unit III Preliminary Plat - Janice Pokrant, City Planner**

Ms. Janice Pokrant, City Planner, stated that this is a Voluntary annexation. Two Public Hearings must also be held within a certain time frame. Ms. Pokrant suggested holding a Special City Council meeting on the 19th.

Councilperson Arreola moved to hold a meeting on the 19th. Councilperson Contreras seconded the motion.

Vote: 7 - 0 MOTION PASSED

- b. **Recommendation to Change the City Council Meeting Scheduled for November 26, 2013 - Robert A. Eads, City Manager**

Mr. Robert Eads, City Manager, recommended moving the Regular City Council meeting to November 19th. All of the Council agreed, considering Ms. Pokrant's request.

- c. **Discussion of Possible Opposition to the SAWS Proposal for a Long Term Water Supply Involving Val Verde County - Alfredo Contreras, Councilman**

This Agenda Item was discussed at 7:16 p.m., directly after Agenda Item No. 8d.

Councilperson Contreras stated that he wanted this Item put on the Agenda because, he believes "there is a lot going on in the background." He feels the City needs to be prepared and let SAWS know that we are going to fight. He feels the City needs to pass a Resolution.

Former Uvalde Councilman Yackle asked to speak. He gave the Council a brief history of the City of Uvalde's fight. In that community, the City took the lead. He reported on their inclusion of other entities and organizations, i.e. the Edwards Aquifer Committee. He stated that Del Rio supported Uvalde. An umbrella group will support Del Rio.

For newer Council Member's information, Mayor Roberto Fernandez explained Del Rio's and Uvalde's history on this issue.

Ms. Alpha Hernandez gave the Council a Hand-Out.

The Mayor read aloud a prepared Proposed Resolution. Ms. Fuentes asked that the Mayor read the Resolution at the SAWS meeting. Councilperson Wrob stated that he will attend the meeting and read it, if the Mayor does not attend, and relay Citizen Comments. Councilperson Contreras stated that he will attend, as is the Mayor.

Ms. Hernandez reminded the Council that SAWS will be making a decision before the end of the year.

Councilperson Contreras moved to approve the Resolution as read, amending it to authorize travel for the entire Council. Councilperson Arreola seconded the motion.

Vote: 7 - 0 MOTION PASSED

13. **ADJOURNMENT**

There was no further business to come before the Council, therefore, the Mayor adjourned the meeting at 8:25 p.m.

**CITY OF DEL RIO, TEXAS
REGULAR CITY COUNCIL MEETING
COUNCIL CHAMBERS - CITY HALL
109 WEST BROADWAY
TUESDAY, NOVEMBER 19, 2013 - 6:30 P.M.**

**AGENDA
DESCRIPTION**

ITEM NO.

1. CALL TO ORDER

Mayor Roberto Fernandez called the meeting to order on the above date at 6:30 p.m.

2. ROLL CALL

Present: Mayor Roberto Fernandez; Councilperson-at-Large Rowland Garza; Councilperson Elizabeth Elizalde; Councilperson Al Arreola; Councilperson Mike Wrob; Councilperson Fred Contreras; Councilperson Rene Luna

Staff Present: Robert Eads; Suzanne West; Ryan Rapelye; Bob Parker; Manuel Chavez

Attendees: Hector Canales, Gilbert Sanchez, Chief Harold Bean, Chief James Debrow III, Albert Lozano, Emit Salinas, Roger Sanchez, Lori Venegas, Juan Gallegos, Lorinda Castillo, Mary Canales, Mario Garcia, Jackie Robinson, John Burns, Janice Pokrant, Billie Jo Grafton, Mark Roberson, Kimberly Castillo, Robert Zaragoza, Mike McClellan, Danny Jalomos, Sgt. Soto, various Border Patrol Agents and Police Officers, Susan Corp, Peter Ojeda, news media and visitors

3. INVOCATION - Pastor Martin Seca, Living Stone Worship Center

Pastor Martin Seca, Living Stone Worship Center, gave the Invocation.

4. PLEDGE OF ALLEGIANCE

All of those present recited the Pledge of Allegiance.

**5. CITIZEN COMMENTS
(NO ACTION WILL BE TAKEN)**

This is the opportunity for visitors and guests to address the City Council on any issue. City Council may not discuss any presented issue, nor take any action on any issue. A sign-up sheet is available for citizens who wish to address the Council. Please limit remarks to three minutes. Topics of operational concerns shall be directed to the City Manager. Comments should not personally attack other speakers, Council or staff.

There were no Citizen Comments.

6.

MAYOR'S COMMENTS
(NO ACTION WILL BE TAKEN)

Mayor Roberto Fernandez stated that the Feast of Sharing was held on Sunday. He thanked all of the volunteers and voiced his appreciation to HEB.

The Mayor listed all of the functions that he attended the past two weeks. He attended the Veterans Job Fair at the Civic Center and the Library Reception. The Bond was approved. The Mayor also attended the SAWS meeting and voiced his appreciation to Councilpersons Wrob and Contreras for their research and the Opposition Resolution. He stated that there was support from the surrounding area. They understand that this community is opposed. The Del Rio area was well represented at the meeting. The Mayor directed Staff to send a thank you to the organizations and also send a copy of the Resolution to the surrounding areas. He stated that he does not believe that SAWS will be meeting soon on this matter. Councilperson Wrob stated that it sent a powerful message with our Mayor hand delivering the Resolution. The Mayor stated that this is not a Political Issue. It is a Community Issue. He re-iterated that the City has a Plan with the County for a Study.

7.

PUBLIC HEARING

- a. **First Public Hearing on the Voluntary Annexation Request Being 5.08 acres out of I.&G.N.R.R.Co. Block 4, Survey 13, Abstract 1050, Val Verde County, Texas consisting of vacant undeveloped land.**

Mayor Roberto Fernandez opened the Public Hearing for the above Agenda Item at 6:40 p.m., asking if anyone would like to either speak for or against the Item.

No one came forward to speak, therefore the Mayor closed the Public Hearing at 6:42 p.m.

- b. **Second Public Hearing on the Voluntary Annexation Request Being 5.08 acres out of I.&G.N.R.R.Co. Block 4, Survey 13, Abstract 1050, Val Verde County, Texas consisting of vacant undeveloped land.**

Mayor Roberto Fernandez opened the Public Hearing for the above Agenda Item at 6:40 p.m., asking if anyone would like to either speak for or against the Item.

No one came forward to speak, therefore the Mayor closed the Public Hearing at 6:42 p.m.

- c. **Abner Martinez, P.E., Representing Roberto & Kelly Ann Lopez is requesting to Replat Establishing Lots A & B, Block 18, Range 5, South Del Rio out of 0.38 acres, Block 18, Range 5, South Del Rio.**

Mayor Roberto Fernandez opened the Public Hearing for the above Agenda Item at 6:42 p.m., asking if anyone would like to either speak for or against the Item.

No one came forward to speak, therefore the Mayor closed the Public Hearing at 6:43 p.m.

- d. **Kenneth R. Dirksen, P.E., Representing Milton Pierce - Shamrock Capital Corporation and Alfredo Carranza - Del Rio Motor Company is requesting to Replat Establishing Lot 8 composed of Lot 8 and portions of Lots 5, 9 and 10 and establishing Lot 10-A composed of portions of Lots 9,10,11 and 12.**

Mayor Roberto Fernandez opened the Public Hearing for the above Agenda Item at 6:44 p.m., asking if anyone would like to either speak for or against the Item.

No one came forward to speak, there the Mayor closed the Public Hearing at 6:44 p.m.

8.

INFORMATION ITEMS
(NO ACTION WILL BE TAKEN)

a. **Introduction of Del Rio Police Department Canine Unit - James V. Debrow, Chief of Police**

Chief James Debrow gave a Power Point Presentation outlaying the newly formed K-9 Unit. He stated that the goal is to have a full Police Department. The Chief then introduced K-9 Bojar and his handler, Officer Sean St. Germaine. The Chief gave an overview of the costs. He then introduced the Border Patrol Agents that were present. He stated that it was the Border Patrol that got the PD's K-9 program running and expressed his appreciation for their help. Mayor Roberto Fernandez praised the spirit of the partnership. The Mayor suggested contacting the School District to form a partnership.

Councilperson Luna started a discussion on risks involved and housing, along with the Budget. Mr. Robert Eads, City Manager, stated that the Police Department's Budget can cover the items now.

Councilperson Luna asked that the K-9 Unit be introduced in a Community Forum.

b. **Introduction of new Chairman of the Del Rio Hispanic Chamber of Commerce - Roberto Fernandez, Mayor**

Mayor Roberto Fernandez stated that he wanted the Public to meet Ms. Carmen Gutierrez, New Chairman of the Del Rio Hispanic Chamber of Commerce. He stated that Ms. Gutierrez has always been very active in Community Affairs. He then introduced Ms. Gutierrez.

Ms. Gutierrez stated that she is proud to have been elected and to be part of the DRHCC. She then introduced the Vice-Chair, Former Mayor Dora Alcala. Ms. Gutierrez stated that she is looking forward to working with the City.

c. **Chuck Dent Tree Dedication Along the San Felipe Creek - Dora Alcala, San Felipe Creek Commissioner**

Former Mayor Dora Alcala stated that the San Felipe Creek area was devastated in the Flood of '98, losing many of the trees in the area. At one point, the Community donated trees for the area, but the interest waned. Through the International Good Neighbor Council, a tree was planted and dedicated in the name of Chuck Dent. He worked with them and the community. Ms. Alcala asked for support to continue the work of planting trees.

9.

CONSENT AGENDA
(ACTION MAY BE TAKEN ON THESE MATTERS)

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- a. **Request Travel Authorization to Washington, DC on December 2, 2013 for Del Rio Lobby Days - Roberto Fernandez, Mayor**

Mr. Robert Eads, City Manager, stated that the trip was re-scheduled due to the Government Shut Down. They will discuss Laughlin Air Force Base at the Pentagon. A second trip will be planned to cover the rest of the area's interests. Mayor Roberto Fernandez asked to keep this as a line item in the Budget.

Councilperson Wrob moved to approve the above Consent Agenda Item. Councilperson Elizalde seconded the motion.

Vote: 7 - 0

10.

ORDINANCES
(ACTION MAY BE TAKEN ON THESE MATTERS)

- a. **O: 2013 - 069 An Ordinance in Accordance with State and Local Laws Providing for the Approval of a Certain Replat Establishing Lots A and B, Block 18 Range 5, South Del Rio out of 0.38 Acres, Block 18, Range 5 South Del Rio Subdivision, Del Rio, Texas; Authorizing and Directing Mayor Roberto Fernandez of the City of Del Rio to Endorse the Approval of the Del Rio City Council on said Replat by the Execution of an Appropriate Certificate Duly Attested by the City Secretary Susan Corp; and Providing for an Effective Date - Janice Pokrant, City Planner**

Councilperson Luna moved to approve Ordinance No. O: 2013-069. Councilperson Contreras seconded the motion.

Vote: 7 - 0

- b. **O: 2013 - 070 An Ordinance in Accordance with State and Local Laws Providing for the Approval of a Certain Replat Establishing Lot 8 Composed of Lot 8 and Portions of Lots 5, 9 and 10 and Establishing Lot 10-A Composed of Lots 9, 10, 11 and 12, Block 1, Range 3 of the North Del Rio Subdivision, Del Rio, Texas; Authorizing and Directing Mayor Roberto Fernandez of the City of Del Rio to Endorse the Approval of the Del Rio City Council on Said Replat by the Execution of an Appropriate Certificate Duly Attested by the City Secretary Susan Corp; and Providing for an Effective Date – Janice Pokrant, City Planner**

Councilperson Contreras moved to approve Ordinance No. O: 2013-070. Councilperson Luna seconded the motion.

Vote: 7 - 0

- c. **O: 2013 - 071 An Ordinance by the City Council of the City of Del Rio, Texas authorizing and directing City Manager Robert A. Eads and City Secretary Susan Corp to execute and attest to, respectively, amendment number nine to lease agreement SR75/63.381 between the City of Del Rio and the United States of America, leasing the Customs and Border Protection Maintenance Facility, Hangar E-9. Billie Jo Grafton, Airport Manager**

Councilperson Arreola moved to approve Ordinance No. O: 2013-071. Councilperson Luna seconded the motion.

Vote: 7 - 0

- d. **O: 2013 - 072 An Ordinance by the City Council of the City of Del Rio, Texas authorizing and directing City Manager Robert A. Eads and City Secretary Susan Corp to execute and attest to, respectively, amendment number four to lease agreement SR75/63.247 between the City of Del Rio and the United States of America, leasing the Customs and Border Protection Air Operations Facility, Hangar E-10 and surrounding ground leases E-11, E-12, E-13, E-14, E-15. Billie Jo Grafton, Airport Manager**

Councilperson Luna moved to approve Ordinance O: 2013-072. Councilperson Arreola seconded the motion.

Vote: 7 - 0

- e. **O: 2013 - 073 An Ordinance by the City Council of the City of Del Rio, Texas authorizing and directing City Manager Robert A. Eads and City Secretary Susan Corp to execute and attest to, respectively, a non commercial lease agreement between the City of Del Rio and Scott Curtis, leasing a parcel of land containing approximately 955 square feet located beneath Hangar B-5, to conduct storage of and minor maintenance of aircraft. Billie Jo Grafton, Airport Manager**

Councilperson Luna moved to approve Ordinance No. O: 2013-073. Councilperson Contreras seconded the motion.

Vote: 7 - 0

- f. **O: 2013 - 074 An Ordinance by the City Council of the City of Del Rio, Texas authorizing and directing City Manager Robert A. Eads and City Secretary Susan Corp to execute and attest to, respectively, a non commercial lease agreement between the City of Del Rio and Jay Grabeklis, leasing a parcel of land containing approximately 750 square feet located beneath Hangar A-4, to conduct storage of and minor maintenance of aircraft. Billie Jo Grafton, Airport Manager**

Councilperson Luna moved to approve Ordinance No. O: 2013-074. Councilperson Garza seconded the motion.

Vote: 7 - 0

- g. **O: 2013 - 075 An Ordinance by the City Council of the City of Del Rio, Texas providing for the City of Del Rio's adoption of the Del Rio International Airport Master Plan - Airport Layout Plan 2013. Billie Jo Grafton, Airport Manager**

Councilperson Wrob moved to approve Ordinance No. O: 2013-075. Councilperson Elizalde seconded the motion.

Vote: 7 - 0

- h. **O: 2013 - 076 An Ordinance by the City Council of the City of Del Rio, Texas Authorizing and Directing the City Manager Robert A. Eads to Sign a Professional Engineering Contract with the Engineering Firm Naismith Engineering, Inc. to Design the San Felipe Creek Trail Project - Hector Canales, Public Works Director**

Councilperson Luna moved to approve Ordinance No. O: 2013-076. Councilperson Wrob seconded the motion.

Vote: 7 - 0

11.

RESOLUTIONS
(ACTION MAY BE TAKEN ON THESE MATTERS)

- a. **R: 2013 - 090 A Resolution by the City Council of the City of Del Rio, Texas Authorizing and Directing the City Manager Robert A. Eads to Apply for a Grant from the Middle Rio Grande Development Council for Fiscal Year 2014/2015 Regional Solid Waste Grants Program - Kimberly del Castillo, Recycling Center Supervisor**

Councilperson Garza moved to approve Resolution NO. R: 2013-090. Councilperson Luna seconded the motion.

Vote: 7 - 0

12.

ADJOURNMENT

There was no further business to come before the Council, therefore the Mayor adjourned the meeting at 7:35 p.m.

City Council Regular

7. b.

Meeting Date:

12/10/2013

Information

Subject

Request Authorization to Travel to San Antonio, Texas to attend the Border Trade Advisory Committee meeting on December 11, 2013 - Roberto Fernandez, Mayor

Attachments

MAYOR FERNANDEZ TRAVEL

City of Del Rio
Travel Request Form
(for City Council, Board and Commission Members)

It is the policy of the City of Del Rio that all travel by City Council, Board Members and Commissioners be approved in open session during a City Council Meeting. This form must be completed in full and submitted as an attachment.

TRAVELER INFORMATION:

Name: ROBERTO FERNANDEZ Date: 4-Dec-13

Affiliation: ☒ City Council

☐ Board _____

☐ Commission _____

TRIP INFORMATION:

Purpose of Travel: BORDER TRADE ADVISORY COMMITTEE MEETING

Note: A copy of the event brochure, registration form or agenda must be attached to this request.

Justification of Travel: _____

Destination: San Antonio, Texas

Date of Function: WEDNESDAY, DEC. 11, 2013

Departure Date: WEDNESDAY, DEC. 11, 2013

Return Date: WEDNESDAY, DEC. 11, 2013

ESTIMATED EXPENSES

Total Estimated Cost to the City of Del Rio: \$ 380.00

Airfare: \$ _____ Mileage: \$ 150.00 Conference Fee: \$ _____

Meals: \$ 30.00 Lodging: \$ 150.00 Other (Please Specify): \$ 50.00
parking

City Council Meeting 12/10/2013
City Council Approval Date

ROBERTO FERNANDEZ 12/4/2013
Signature of Traveler Date

Meeting Date: 12/10/2013

Submitted By: Carol Sunderland, Executive Secretary, Administration

Information

SUBJECT:

O: 2013 - 077 An Ordinance by the City Council of the City of Del Rio, Texas Authorizing and Directing the City Manager Robert A. Eads to Apply on Behalf of the Del Rio Police Department, to the Border Security Program Fiscal Year 2013, to Provide Additional Manpower by Local Law Enforcement Agencies for State Led Border Security Enhanced Operations for Improved Border Security. Using These Funds, the Texas Department of Public Safety Provides Grants to Local Law Enforcement Agencies for Payment of Overtime and Operational Costs for Local Law Enforcement Officers to Assist with the Drug and Crime Activity Along the U.S./Mexican Border, in the City of Del Rio - Lt. Steve Webb, DRPD

SUMMARY:

Discussion and possible action on an ordinance to authorize and direct City Manager Robert A. Eads to apply in behalf of the Del Rio Police Department to the Border Security Program FY 2013, to assist in combating the illegal drug and criminal activity in the City of Del Rio.

BACKGROUND:

The State of Texas has an urgent security challenge caused by the increased threat from organized crime, terrorism, and their allies that is increased by the continued flow of illegal immigrants. These security challenges require a unified strategy to provide the State of Texas with a framework to respond. These threats will continue to threaten the security of Texas and the United States for the foreseeable future. Organized criminal, drug trafficking, and illegal immigration activities originating and transiting from Mexico to the United States and Texas will continue the movement of funds, weapons, and stolen vehicles. Enforcing the security of the U.S. border remains primarily the responsibility of the federal government; however, there is a legal requirement for state and local governments to ensure the safety and security of citizens living within the border area and beyond.

The Local Border Security Program FY2013 (LBSP-13), provides additional manpower by local law enforcement agencies for state led border security enhanced operations for improved border security. Using these funds, the Texas Department of Public Safety provides grants to local law enforcement agencies for payment of overtime and operational costs for local law enforcement officers (commissioned peace officers). The Texas Legislature has appropriated funds for overtime and operational costs for increased patrol and investigative capacity for certified peace officers. Certain operational costs incurred as part of these overtime patrols and investigations, such as fuel/mileage and additional cost for minor emergency repairs may also be funded. The LBSP-13 is a reimbursement program of actual costs for eligible activities.

DISCUSSION:

Due to the shortage of funds in the City of Del Rio Budget as well as the local economy, the Del Rio Police Department has had no other alternative, that to look for other available resources in order to assist with the increasing drug and crime activity along the US/Mexican Border. Although multiple agencies assist with the increase in heavy criminal activity, the Del Rio Police Department must continue to do their part as well to safeguard the citizens of Del Rio. The Grant funds will be used to augment traffic enforcement for the City of Del Rio. The Police Department will be enforcing the major roadways into and out of Del Rio and conducting Outbound Operations at the Del Rio Port of Entry, in order to identify, intercept, and apprehend illegal criminals and their illegal products that are destined to the border and the Del Rio City limits.

PROS:

The Border Star Grant furnishes 100% of the total over-time funds to the City and no funds will be expended from City budgets. The Police Department will be involved in more traffic enforcement operations due to over-time man hours, which will reduce traffic crashes and assist with security challenges requiring a unified strategy to provide the City and the State of Texas with a framework to respond to the increased presence and threat of organized criminal activity.

CONS:

This Grant funding does not pay for any administrative functions. This Grant only will pay for officers over-time man hours and reimbursement for police vehicle mileage. Any additional expenses such as administrative duties for reimbursement reports will have to be paid through the Police over-time budget.

RECOMMENDATION:

Staff recommends approval of an ordinance for the City Council of the City of Del Rio, Texas authorizing and directing the City Manager Robert A. Eads to apply in behalf of the Del Rio Police Department to the Border Security Program FY 2013, to assist in combating the illegal drug and criminal activity in the City of Del Rio.

Fiscal Impact

FISCAL IMPACT:

The amount awarded by the LBSP will not be released until after the application is accepted and will be based on a point system. The amount awarded in 2012 was \$100,000. This year's award should be around the same amount.

Attachments

O:2013-077 Border Security Program Grant

LBSP14 FormA-App

LBSP14 Form A-1-App

LBSP14 Form A-2 Design GO

LBSP14 FormA-5 Assurances

LBSP14 Form A-6 SOW

AN ORDINANCE IN ACCORDANCE WITH THE CITY CHARTER AUTHORIZING AND DIRECTING THE CITY MANAGER ROBERT A. EADS TO ACCEPT IN BEHALF OF THE DEL RIO POLICE DEPARTMENT, TO THE BORDER SECURITY PROGRAM FISCAL YEAR 2013, TO PROVIDE ADDITIONAL MANPOWER BY LOCAL LAW ENFORCEMENT AGENCIES FOR STATE LED BORDER SECURITY BY PROVIDING THE DEL RIO POLICE DEPARTMENT WITH PAYMENTS OF OVERTIME AND OPERATIONAL COSTS TO ASSIST WITH THE DRUG AND CRIME ACTIVITY ALONG THE U.S./MEXICO BORDER, IN THE CITY OF DEL RIO.

WHEREAS, The City of Del Rio agrees there is evidence of trafficking in narcotics, dangerous drugs, weapon smuggling, and money carriers, in the Del Rio area and that such illegal activity has a substantial and detrimental effect on the health and general welfare of the people of Del Rio; and

WHEREAS, The City of Del Rio agrees that this Grant funds will be used by the Del Rio Police Department to augment traffic enforcement along the major roadways into and out of Del Rio, in order to identify, intercept, and apprehend illegal criminals and their illegal products that are destined to the border and the Del Rio City limits.; and

WHEREAS, The City of Del Rio agrees that the Police Department will be involved in more traffic enforcement operations due to over-time man hours, which will reduce traffic crashes and assist with security challenges requiring a unified strategy to provide the City and the State of Texas with a framework to respond to the increased presence and threat of organized criminal activity,

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DEL RIO, TEXAS, That the City of Del Rio authorizes and directs the City Manager Robert A. Eads to allow the Del Rio Police Department to accept to the Border Security Program Fiscal Year 2012, to provide additional manpower by local law enforcement agencies for state led Border Security.

PASSED AND APPROVED on this the 10th day of December, 2013.

ROBERTO FERNANDEZ
Mayor

ATTEST:

SUSAN CORP
City Secretary

REVIEWED FOR ADMINISTRATION:

REVIEWED AS TO FORM AND LEGALITY:

ROBERT A. EADS
City Manager

SUZANNE WEST
City Attorney

CITYAPPLICATION FOR STATE ASSISTANCE

1. NAME OF PROGRAM/ ASSISTANCE: LOCAL BORDER SECURITY PROGRAM FY2014 (LBSP- 14)	2. APPLICANT STATUS: <input checked="" type="checkbox"/> City <input checked="" type="checkbox"/> Reimbursement <input type="checkbox"/> County <input type="checkbox"/> One time Advance
3. START DATE: JANUARY 17, 2014	4. END DATE: AUGUST 31, 2014
5. APPLICANT INFORMATION	
a. Legal Name of Applicant Organization (as it appears on the LSBP- 14 Application/Form A-1): City of Del Rio Police Department	b. Name & Telephone Number of Grant Performance Officer: James Von Debrow III 830-774-8718
c. Mailing Address: 101 Lowe Drive, Del Rio, Texas 78840	d. Physical Address (if different from Mailing Address): Same
6. EMPLOYER IDENTIFICATION NUMBER / TAX ID # 74-6000-665	
7. ESTIMATED EXPENSES:	
a. Salary & Benefits (from line ____ Form A-4)	\$2,390,481.07
b. Travel Expenses (from line ____ Form A-4)	\$0.00
c. Operating Expenses (from line ____ Form A-4)	\$188,977.50
d. Total Expenses (A + B + C)	\$2,579,458.57
8. CERTIFICATION: I certify that to the best of my knowledge and belief this application and its attachments are true and correct.	
a. Typed Name of Authorized Official:	Robert A. Eads
b. Title of Authorized Official:	City Manager
c. Original Signature of Authorized Official:	
d. Date Signed:	

INSTRUCTIONS FOR THIS FORM

Item 2: Indicate whether the applicant is a City or a County and whether the Jurisdiction will request a one-time advance if funded.

Item 5a: Enter the legal name of your jurisdiction. Your entry should match the Applicant Name used on the LBSP-14 Program Application (Form A-1).

Item 6: This 9-digit number should match the number on your Form 74-176. If you do not supply this number we CANNOT award you any grant funds.

Item 7: The data in this section should match the information included on the Financial Cost Estimate (Form A-4).

Item 8: This form must be signed by the Authorized Official who is a person authorized by the governing body of the jurisdiction to apply for and accept grants.

LOCAL BORDER SECURITY PROGRAM FY 2014 (LBSP-14) APPLICATION

1. APPLICANT NAME (Jurisdiction): City of Del Rio Police Department			
2. COUNTY: Val Verde County			
3. TYPE: <input checked="" type="checkbox"/> City Government <input type="checkbox"/> County Government			
3. PAYMENT TYPE: <input checked="" type="checkbox"/> Reimbursement <input type="checkbox"/> One-Time Advance Payment			
4. REQUESTED PERIOD OF PERFORMANCE (NOT TO EXCEED AUGUST 31, 2014) <div style="text-align: center;">January 17,2014 – August 31, 2014</div>			
6. CHECKLIST OF APPLICATION ATTACHMENTS: (See the Local Border Security Program 2014 (LBSP- 14) Guide for information about these forms.) <input checked="" type="checkbox"/> Designation of Grant Officials (Form A-2). <input checked="" type="checkbox"/> Application for State Assistance (Form A-3). The Authorized Official must sign this form. <input checked="" type="checkbox"/> Financial Cost Estimate (Form A-4). The Grant Financial Officer must sign this form. <input checked="" type="checkbox"/> Assurances and Certifications (Form A-5). The Authorized Official must sign this form. <input checked="" type="checkbox"/> Statement of Work (Form A-6) <input checked="" type="checkbox"/> Direct Deposit Authorization Form (Form 74-176). The Grant Financial Officer must sign this form. <input checked="" type="checkbox"/> Copy of local overtime policy. <input checked="" type="checkbox"/> Copy of pay schedule during the grant period.			
7. CERTIFICATION			
I certify, by signing this document that the information provided within is accurate, and that I have the legal authority to apply for State assistance. I also understand that this serves as a request for consideration for grant funding and that applying does not guarantee an award will be received. This Application, together with the Local Border Security Program FY2014 (LBSP-14) Guide, constitutes the work plan for the Applicant listed above. If funded the undersigned will be required to agree to and comply with all terms, conditions, and statements of work for the Local Border Security Program FY 2014 (LBSP-14).			
_____ Authorized Official (Original Signature)		_____ Date	
_____ Grant Performance Officer (Original Signature)		_____ Date	

Form A-1
(10/13)

Page 1 of 1

Email* or Mail completed forms and application materials to:

Texas Homeland Security
State Administrative Agency
ATTN: LBSP
1033 La Posada, Ste. 160
Austin, TX 78752

SAA-LBSP@dps.texas.gov

*Note: Email submission is preferred. Applications must be received by the THSSAA by 5PM CDT on December 13, 2013

**LOCAL BORDER SECURITY PROGRAM FY2014 (LBSP-14)
DESIGNATION OF GRANT OFFICIALS**

GRANT:	LOCAL BORDER SECURITY PROGRAM FY2014 (LBSP-14)
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GRANT PERIOD:	January 17, 2014 – August 31, 2014
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AGENCY NAME:	DEL RIO POLICE DEPARTMENT
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Grant Performance Officer (This is typically your Chief or Sheriff)	
<i>Name</i>	James Von Debrow III
<i>Title</i>	Chief of Police
<i>Official Mailing Address</i>	101 Lowe Drive, Del Rio, Texas 78840
<i>Daytime Phone Number</i>	830-774-8718
<i>Fax Number</i>	830-774-8746
<i>E-mail Address</i>	jdebrow@cityofdelrio.com

Grant Financial Officer (This is typically your CFO or County Auditor)	
<i>Name</i>	Manuel B. Chavez
<i>Title</i>	Finance Director
<i>Official Mailing Address</i>	109 West Broadway, Del Rio, Texas 78840
<i>Daytime Phone Number</i>	830-774-8528
<i>Fax Number</i>	830-703-5367
<i>E-mail Address</i>	mchavez@cityofdelrio.com

Authorized Official (This must be the County Judge, Mayor, or City Manager*)	
*Note: If someone else is authorized to apply for and accept grant funds for the Jurisdiction, a letter from the governing body indicating such Signature Delegation should be attached with the Application.	
<i>Name</i>	Robert Eads
<i>Title</i>	City Manager
<i>Official Mailing Address</i>	109 West Broadway, Del Rio, Texas 78840
<i>Daytime Phone Number</i>	830-774-8616
<i>Fax Number</i>	830-774-8542
<i>E-mail Address</i>	reads@cityofdelrio.com

If at any point during the grant period these POC's change, make necessary changes and resubmit this form immediately to SAA-LBSP@dps.texas.gov .

**State of Texas Assurances and Certifications
State Uniform Administrative Requirement for Grants and Cooperative Agreements,
Subpart B, §.14**

Note: Certain of these assurances may not be applicable to your program. If you have any questions, please contact the awarding agency.

NAME OF APPLICANT	GRANT PROGRAM
City of Del Rio Police Department	Local Border Security Program FY 2014 (LBSP-14)

This form includes Assurances and Certifications that must be read, signed, and submitted as a part of the Application for State Assistance.

As the duly authorized representative of the applicant, I hereby certify that the applicant (subgrantee) will comply with the assurances and certifications below.

Robert A. Eads	City Manager
Typed Name of Authorized Official	Title
Signature of Authorized Official	Date Signed

ASSURANCES

(1) RELATIVES. A subgrantee must comply with Texas Government Code, Chapter 573, by ensuring that no officer, employee, or member of the applicant's governing body or of the applicant's contractor shall vote or confirm the employment of any person related within the second degree of affinity or the third degree of consanguinity to any member of the governing body or to any other officer or employee authorized to employ or supervise such person. This prohibition shall not prohibit the employment of a person, who shall have been continuously employed for a period of two years, or such other period stipulated by local law, prior to the election or appointment of the officer, employee, or governing body member related to such person in the prohibited degree.

(2) PUBLIC INFORMATION. A subgrantee must insure that all information collected, assembled, or maintained by the applicant relative to a project will be available to the public during normal business hours in compliance with Texas Government Code, Chapter 552, unless otherwise expressly prohibited by law.

(3) OPEN MEETINGS. A subgrantee must comply with Texas Government Code, Chapter 551, which requires all regular, special, or called meetings of governmental bodies to be open to the public, except as otherwise provided by law or specifically permitted in the Texas Constitution.

(4) CHILD SUPPORT PAYMENTS. A subgrantee must comply with Section 231.006, Texas Family Code, which prohibits payments to a person who is in arrears on child support payments.

(5) HEALTH, HUMAN SERVICES, PUBLIC SAFETY OR LAW ENFORCEMENT AGENCY. If the subgrantee is a health, human services, public safety, or law enforcement agency, it will not contract with or issue a license, certificate, or permit to the owner, operator, or administrator of a facility if the license, permit, or certificate has been revoked by another health and human services agency or public safety or law enforcement agency.

(6) LAW ENFORCEMENT AGENCY. If the subgrantee is a law enforcement agency regulated by Texas Occupations Code, Chapter 1701, it must be in compliance with all rules adopted by the Texas Commission on Law Enforcement Officer Standards and Education pursuant to Chapter 1701, Texas Occupations Code or must provide the grantor agency with a certification from the Texas Commission on Law Enforcement Officer Standards and Education that the agency is in the process of achieving compliance with such rules.

(7) ADMINISTRATION. When incorporated into a grant award or contract, standard assurances contained in the application package become terms or conditions for receipt of grant funds. Administering state agencies and local subrecipients shall maintain an appropriate contract administration system to insure that all terms, conditions, and specifications are met.

(8) SUSPECTED CHILD ABUSE. A subgrantee must comply with the Texas Family Code, Section 261.101, which requires reporting of all suspected cases of child abuse to local law enforcement authorities and to the Texas Department of Child Protective and Regulatory Services. Subgrantees shall also ensure that all program personnel are properly trained and aware of this requirement.

(9) TAXES. Subgrantees will comply with all federal tax laws and are solely responsible for filing all required state and federal tax forms.

(10) COMPLIANCE WITH REQUIREMENTS. Subgrantees will comply with all applicable requirements of all other federal and state laws, executive orders, regulations, and policies governing this program.

(11) INELIGIBLE APPLICANTS. The applicant certifies that it and its principals are eligible to participate and have not been subjected to suspension, debarment, or similar ineligibility determined by any federal, state, or local governmental entity and it is not listed on a state or federal government's terrorism watch list as described in Executive Order 13224. Entities ineligible for federal procurement are listed at <http://www.epls.gov>.

(12) HIV/AIDS. Subgrantees must adopt and implement applicable provisions of the model HIV/AIDS work place guidelines of the Texas Department of Health as required by the Texas Health and Safety Code, Ann., Sec. 85.001, *et seq.*

(13) LEGAL AUTHORITY. The applicant has the legal authority to apply for State assistance, and the institutional, managerial, and financial capability (including funds sufficient to pay the non-state share of project costs) to ensure proper planning, management and completion of the project described in this application.

(14) RECORDS. The applicant will give the awarding agency, the State Comptroller, and if applicable, the State, through any authorized representative, access to and the right to examine all records, books, papers, or documents related to the award; and will establish a proper accounting system in accordance with generally accepted accounting standards or agency directives.

(15) PERSONAL GAIN. The applicant will establish safeguards to prohibit employees from using their positions for a purpose that constitutes or presents the appearance of personal gain.

(16) COMPLETION. The applicant will initiate and complete the work within the applicable time frame after receipt of approval of the awarding agency.

CERTIFICATIONS

1. **DRUG-FREE WORKPLACE** - The applicant certifies that it will provide a drug-free workplace by:
 - A. Publishing a statement notifying employees that the unlawful manufacture, distribution, dispensing, possession, or use of a controlled substance is prohibited in the grantee's workplace and specifying the actions that will be taken against employees for violation of such prohibition.
 - B. Establish a drug-free awareness program to inform employees about:
 - i. the dangers of drug abuse in the workplace;
 - ii. the applicant's policy of maintaining a drug-free workplace;
 - iii. any available drug counseling, rehabilitation, and employee assistance programs; and
 - iv. The penalties that may be imposed upon employees for drug abuse violations.
 - C. Making it a requirement that each employee to be engaged in the performance of the grant be given a copy of the statement required by paragraph (a).
 - D. Notifying the employee in the statement required by paragraph (a) that, as a condition of employment under the grant, the employee will:
 - i. abide by the terms of the statement, and
 - ii. Notify the employer of any criminal drug statute conviction for a violation occurring in the workplace not later than five days after such conviction.
 - E. Notifying the agency within ten days after receiving notice under subparagraph (d) (ii) from an employee or otherwise receiving actual notice of such conviction.
 - F. Taking one of the following actions with respect to any employee who is so convicted:
 - i. taking appropriate personnel action against such an employee, up to and including termination; or
 - ii. Requiring such employee to participate satisfactorily in drug abuse assistance or rehabilitation program approved for such purposes by a federal, state, or local health, law enforcement, or other appropriate agency.
 - G. Making a good faith effort to continue to maintain a drug-free workplace through the implementation of paragraphs (a), (b), (c), (d), (e), and (f).
2. **LOBBYING – The applicant certifies that:**
 - A. It will not use grant funds, either directly or indirectly, in support of the enactment, repeal, modification, or adoption of any law, regulation or policy, at any level of government.
 - B. If any non-grant funds have been or will be used in support of the enactment, repeal, modification, or adoption of any law, regulation or policy, at any level of government, it will notify the THSSAA to obtain the appropriate disclosure form.
 - C. It will include the language of paragraphs A and B of this section in the award documents for all sub-awards at all tiers and will require all sub-recipients to certify accordingly.

Statement of Work (SOW) for LBSP Grant Funds 2014

State Objective of LBSP 2014 Funds

The State of Texas will assist in the execution of coordinated border security operations and facilitate the conduct of sustained interagency law enforcement activities in conjunction with Federal, Local and Tribal agencies to disrupt, deter, interdict, and thereby dominate criminal activity associated with the movement—northbound and southbound—of illicit traffic through the Texas border region and throughout Texas in order to reduce border-related crime, contribute to the reduction of potential acts of terror within Texas and the United States, and increase the security and quality of life of Texans in order to:

- Increase the effectiveness and impact of Steady State and Surge Operations.
- Increase the amount and quality field intelligence (BIAR, INT-7, or similar field reporting of gang, cartel, drug activity, and border violence, terrorism, and other criminal activity information to the JOIC's and BSOC for overall unified command partner awareness.
- Reduce border-related criminal activity in Texas.
- Implement and increase the effectiveness of operational methods, measures, and techniques for outbound/southbound operations.
- Decrease the supply of drugs smuggled into and through Texas from Mexico.
- Disrupt and deter operations of gang and cartel criminal organizations.
- Target and decrease the use of specifically targeted tactics (such as conveyance methods) for drugs in the Texas border region.
- Decrease use of specific areas for crime as targeted in directed action missions.
- Increase the effectiveness of air operations mission planning and prioritization.
- Continue to exercise and integrate air-ground team operations to include TMF aviation, CBP Air and Marine, DPS Aircraft Section, and USCG aviation support.
- Based upon intelligence and analysis, increase the effectiveness of directed action missions to ensure they target specific organizations and areas as identified through intelligence and apprehensions in known geographical areas and on organizations operating in these areas.
- Increase the number and quality of analytical intelligence products developed at Unified Command and State levels based on quality information available.
- Increase intelligence based operations at Unified Command level through integration of TxMap, sector specific information, and employment of intelligence analysts.

1). How do you locally plan to ensure that the State Objectives are executed in your area?

As we have worked on previous State Funded Border Security Programs, we have concentrated on our major highways leading into our city conducting investigation on various criminal activities. Officers concentrate on money and weapon couriers on inbound traffic and drugs on outbound traffic. In addition, we are going to conduct sporadic Port of Entry Outbound Inspections with the assistance of Immigration and Customs Protection Agents. Information and intelligence has illustrated that a large number of illegal currency and weapons are crossing into Mexico via the Port of Entries. Our automatic License Plate Reader Program that we currently have will also enhance this program by providing current criminal activity information/intelligence back to our department and other departments in our area of operation.

2). Explain in detail what strategies/tactics you will use to accomplish these objectives?

We will have our patrol units who are working under this program, patrolling our two major highways that enter into our city limits. Highway 90 and Highway 277 are our major roadways that we will be patrolling, looking for illegal smuggling activities. In addition, we will be conducting Port of Entry Out bound Operations, looking for large currency smuggling and illegal weapon smuggling. We have in place, an Automated License Plate Reader (ALPR) System at all entry points into the City of Del Rio that can identify stolen vehicles and vehicles of special interest. Any intelligence/information that is reported to our department on suspected vehicles will be entered into the ALPR System to further our mission.

Meeting Date: 12/10/2013

Submitted By: Bob Parker, City Engineer, Engineering Department

Information

SUBJECT:

O: 2013 - 078 An Ordinance by the City Council of the City of Del Rio, Texas Authorizing and Directing the City Manager Robert A. Eads to Ratify the Acceptance of the Grant Awarded by the Texas Department of Agriculture for the Construction of Drainage Improvements on Amistad Boulevard Near its Intersection with Kingsway - Bob Parker, City Engineer

SUMMARY:

Discussion and possible action on an ordinance to authorize and direct City Manager Robert A. Eads to ratify the acceptance of the grant awarded by the Texas Department of Agriculture for the Construction of Drainage Improvements on Amistad Boulevard near its intersection with Kingsway.

BACKGROUND:

One of the biggest obstacles the City has to overcome, is to find funding for the drainage improvements. This particular site was chosen as one that the City could apply for the funding through the Texas Community Development Block Grant Program. The City was very fortunate to win the funding for this project. In order to actually receive the funding, the City must enter into a contract with the Texas Department of Agriculture. The City of Del Rio completed its Master Drainage Study and is now in the process of trying to construct drainage improvements where needed. One of the desired sites for improvement is the low water crossing on Amistad Boulevard near its intersection with Kingsway.

DISCUSSION:

Because of the holidays and traveling to Washington D.C. it became apparent that the City Manager needed to go ahead and sign the contract to accept the grant and then get an Ordinance passed ratifying his signature. If this was not done, it would be very possible that the City would not be able to meet the Department of Agriculture's deadlines and would lose the grant.

PROS:

Passage of this Ordinance will allow the City of Del Rio to move forward with the construction of one of the much needed drainage improvements at less cost to the City.

CONS:

Passage of this Ordinance will cause the City to have to pay its matching portion of \$50,000.

RECOMMENDATION:

Staff recommends approval of the Ordinance to authorize and direct City Manager Robert A. Eads to ratify the acceptance of a contract with the Texas Department of Agriculture for the Construction of Drainage Improvements on Amistad Boulevard near its intersection with Kingsway.

Fiscal Impact

FISCAL IMPACT:

The fiscal impact to the City of Del Rio is its matching portion of funding in the amount of \$50,000 and the grant amount of \$249,235.

Attachments

O:2013-078 Ratifying Grant acceptance from TX CDBG

ORDINANCE NO. O: 2013 - 078

AN ORDINANCE BY THE CITY COUNCIL OF THE CITY OF DEL RIO, TEXAS AUTHORIZING AND DIRECTING THE CITY MANAGER ROBERT A. EADS TO RATIFY THE ACCEPTANCE OF THE GRANT AWARDED BY THE TEXAS DEPARTMENT OF AGRICULTURE FOR THE CONSTRUCTION OF DRAINAGE IMPROVEMENTS ON AMISTAD BOULEVARD NEAR ITS INTERSECTION WITH KINGSWAY.

WHEREAS: The City of Del Rio applied for a grant to construct drainage improvements on an existing low water crossing on Amistad Boulevard; and

WHEREAS: The City of Del Rio was notified that it had been awarded the grant; and

WHEREAS: The Texas Department of Agriculture requires a contract be signed accepting the funding; and

WHEREAS: As a result of the holidays and travel to Washington D.C. it became apparent that it was better to sign the contract and seek ratification than to risk losing the grant by not meeting the deadline; and

WHEREAS: It is considered in the best interest of the City of Del Rio to accept this grant and move forward with the construction of the drainage improvement; and

NOW, THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DEL RIO, TEXAS THAT:

1. It hereby ratifies the City Manager's Acceptance of the grant awarded by the Texas Department of Agriculture contract No. 713121 grant funding to construct drainage improvements on Amistad Boulevard.

PASSED AND APPROVED on this 10th day of December 2013.

ROBERTO FERNANDEZ
Mayor

ATTEST:

SUSAN CORP
City Secretary

REVIEWED FOR ADMINISTRATION: REVIEWED AS TO FORM AND LEGALITY:

ROBERT A. EADS
City Manager

SUZANNE WEST
City Attorney

City Council Regular

9. a.

Meeting Date: 12/10/2013

Submitted By: Carol Sunderland, Administration

Information

Subject

Possible Contract with Consultant for Services Pertaining to Water Legislation - Alfredo Contreras, Councilperson

City Council Regular

10. a.

Meeting Date: 12/10/2013

Submitted By: Billie Jo Grafton, Airport Manager

Information

Subject

Economic Development discussions Regarding Negotiation of Possible Incentives for an Interested Party Desiring to Enter into a Long Term Lease at the Del Rio International Airport

City Council Regular

10. b.

Meeting Date: 12/10/2013

Submitted For: Suzanne West

Submitted By: Aida Garcia, Administrative Assistant

Information

Subject

Attorney/Client Consultation to Discuss Pending Litigation Between the City of Del Rio and Former Police Officer Daniel Jalomos, Jr. Pending Before the American Arbitration Association
